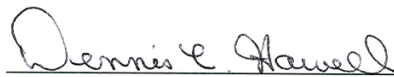


Defendants' Limitation of Damages defense is needed. Specifically, it is unclear whether Defendants intend to argue that the Tennessee Worker's Compensation Act is the exclusive remedy for Plaintiff - i.e., Plaintiff must bring a claim under this act rather than the AWP - or only that the Tennessee Worker's Compensation Act provides the measure of Plaintiff's potential damages under the AWP. Accordingly, the Court **DIRECTS** counsel for the parties to confer in person or by telephone as to what, if any, legal issues regarding Defendants' affirmative defenses need to be resolved by this Court. The parties shall then submit a joint status report within ten (10) days of the entry of this Order specifically setting forth each legal issue that needs to be resolved and a brief statement as to each party's position. This status report should not exceed five pages in length.

Signed: April 26, 2012



Dennis L. Howell
United States Magistrate Judge

